

Honorable Judge Benjamin Settle

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CLYDE RAY SPENCER, MATTHEW RAY
SPENCER, and KATHRYN E. TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING
ATTORNEY FOR CLARK COUNTY JAMES
M. PETERS, DETECTIVE SHARON KRAUSE,
SERGEANT MICHAEL DAVIDSON, CLARK
COUNTY PROSECUTOR'S OFFICE, CLARK
COUNTY SHERIFF'S OFFICE, THE COUNTY
OF CLARK and JOHN DOES ONE THROUGH
TEN,

No. C11-5424BHS

[PROPOSED] ORDER
GRANTING PLAINTIFF'S
MOTION TO BAR
DEFENDANTS' REBUTTAL
EXPERT RONALD KLEIN, Ph.D.

**NOTE ON MOTION
CALENDAR:
Friday, December 28, 2012**

THIS MATTER having come before the Court on Plaintiff's Motion to Bar Defendants' Expert Ronald Klein, Ph.D., and the court having reviewed all pleadings filed herein, including the Defendants' responsive pleadings and all pleadings filed by Plaintiff in reply, it is hereby ordered:

ORDERED, ADJUDGED AND DECREED that Plaintiff's Motion to Bar Defendants' Rebuttal Expert Ronald Klein, Ph.D., is hereby GRANTED, and that Dr. Klein is hereby barred from conducting an examination of Plaintiff.

[PROPOSED] ORDER GRANTING PLAINTIFF'S MOTION TO
BAR DEFENDANTS' REBUTTAL EXPERT RONALD KLEIN,
Ph.D. (C11-5424BHS) — 1

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3 DATED this ____ day of December, 2012.
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7 BENJAMIN H. SETTLE
8 United States District Judge
9

10 Presented by:

11 /s/ Kathleen T. Zellner
12 Kathleen T. Zellner & Associates, P.C.
13 Admitted *pro hac vice*
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19 kathleen.zellner@gmail.com
20 Attorney for Plaintiff
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DECLARATION OF SERVICE

I hereby certify that on December 13, 2012, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the attorneys of record as follows:

| | |
|---|---|
| Patricia Campbell Fetterly Daniel J. Judge Robert M. McKenna Assistant Attorney General Torts Division PO Box 40126 Olympia, WA 98504-0116 Email: patriciaf1@atg.wa.gov Attorneys for Defendant James M. Peters | Bernard F. Veljacic Deputy Prosecuting Attorney Clark County Prosecuting Attorney Civil Division 604 W. Evergreen Blvd. P.O. Box 5000 Vancouver, WA 98666-5000 Email: Bernard.Veljacic@clark.wa.gov Attorney for Defendants Clark County Prosecutor's Office, Clark County Sheriff's Office, and Clark County |
| Guy Bogdanoich Law, Lyman, Daniel, Kamerrer & Bogdanovich, P.S. P.O. Box 11880 Olympia, WA 98508-1880 Email: gbogdanovich@lldkb.com Attorney for Defendant Sharon Krause | Jeffrey A. O. Freimund Freimund Jackson Tardif & Benedict Garratt, PLLC 711 Capitol Way South, Suite 602 Olympia, WA 98502 Email: jeffF@fjtlaw.com Attorneys for Defendant Michael Davidson |

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